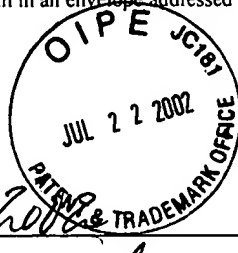


I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Assistant Commissioner for Patents  
Washington, D.C. 20231

PATENT  
Attorney Docket No.: 018941-000200US  
Client Reference No.: B98-052

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On July 18, 2002  
TOWNSEND and TOWNSEND and CREW LLP  
By: [Signature]

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Wilhelm Gruissem, *et al.*

Application No.: 09/134,014

Filed: August 14, 1998

For: HOMOLOGOUS  
RECOMBINATION IN PLANTS

Examiner: David T. Fox

Art Unit: 1643-38

INFORMATION DISCLOSURE  
STATEMENT UNDER 37 CFR §1.97 and  
§1.98

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

The references cited on attached form PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. Copies of the references are enclosed. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no

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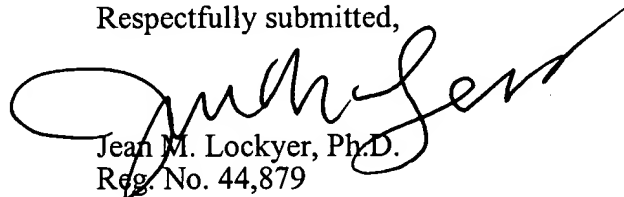
representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

This IDS is being filed after the mailing date of the first Office Action and more than three months after the filing date, but prior to the Notice of Allowance or Final Office Action.

Please deduct \$180.00, pursuant to 37 CFR §1.17(p), from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

This Petition is submitted in triplicate.

Respectfully submitted,



Jean M. Lockyer, Ph.D.  
Reg. No. 44,879

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